## UNITED STATES DISTRICT COURT SOUTHERN DISTRICT OF NEW YORK

CATHERINE MCKOY, MARKUS FRAZIER, and LYNN CHADWICK, individually and on behalf of all others similarly situated,

Plaintiffs,

v.

THE TRUMP CORPORATION and DONALD J. TRUMP, in his personal capacity,

Defendants.

No. 1:18-cv-09936 (LGS) (SLC)

## **NOTICE OF APPEAL**

Plaintiffs Catherine McKoy, Markus Frazier, and Lynn Chadwick, individually and on behalf of all others similarly situated, hereby appeal to the United States Court of Appeals for the Second Circuit from the Order, dated January 11, 2024, and entered in this action on January 12, 2024, dismissing Plaintiffs' state-law claims without prejudice (Dkt. No. 682), and all prior orders, including but not limited to: (i) the October 17, 2023 Order denying Plaintiffs' motion for class certification (Dkt. No. 640); and (ii) the July 24, 2019 Order dismissing Plaintiffs' racketeering and conspiracy claims against Defendants The Trump Corporation and Donald J. Trump under the Racketeer Influenced and Corrupt Organizations ("RICO") Act, 18 U.S.C. §§ 1961 *et seq.* (Dkt. No. 97).

Dated: January 17, 2024 New York, New York

Roberta A. Kaplan
John C. Quinn
David E. Patton
Christopher R. Le Coney
Maximillian L. Feldman
Katherine H. Epstein
Maximilian T. Crema

KAPLAN HECKER & FINK LLP 350 Fifth Avenue, 63<sup>rd</sup> Floor New York, New York 10118 Tel: (212) 763-0883 rkaplan@kaplanhecker.com jquinn@kaplanhecker.com dpatton@kaplanhecker.com cleconey@kaplanhecker.com mfeldman@kaplanhecker.com kepstein@kaplanhecker.com mcrema@kaplanhecker.com

Andrew G. Celli, Jr.
Matthew D. Brinckerhoff
O. Andrew F. Wilson
Vasudha Talla
Nick Bourland

EMERY CELLI BRINCKERHOFF ABADY WARD & MAAZEL LLP 600 Fifth Avenue at Rockefeller Center New York, New York 10020 Tel: (212) 763-5000 acelli@ecbawm.com mbrinckerhoff@ecbawm.com awilson@ecbawm.com vtalla@ecbawm.com nbourland@ecbawm.com

Attorneys for Plaintiffs